

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

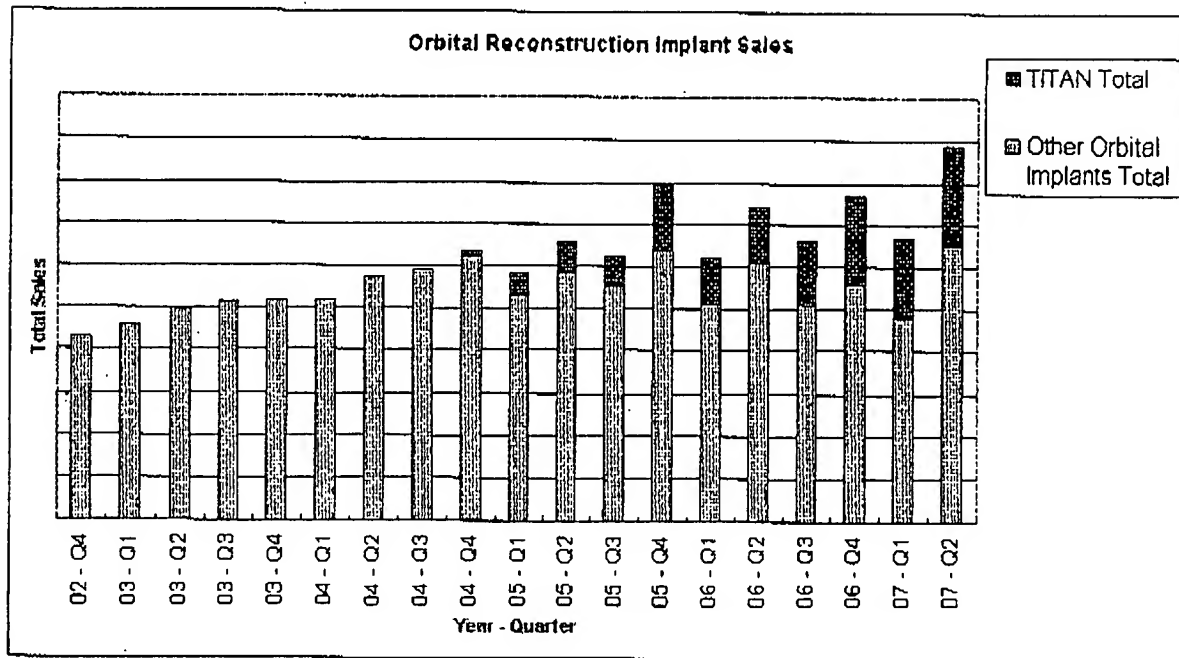
In re Application of: )  
Greg Swords )  
Serial No. 10/517,843 ) Art Unit: 3738  
Filed: July 12, 2005 ) Examiner: Suba Ganesan  
For: Craniofacial Implant ) Attorney Docket No.: 37370/339252

**DECLARATION OF GREG SWORDS  
REGARDING COMMERCIAL SUCCESS OF TITAN IMPLANT**

1. My name is Greg Swords. I am over the age of 21, and I am competent to make this declaration based upon my personal knowledge.
2. I am the named inventor of the above-referenced patent application. I am also presently Vice President of Market Applications and Development at Porex Surgical, Inc., the assignee of the above-referenced patent application.
3. Porex Surgical, Inc, is currently manufacturing and selling a product called the TITAN™ Implant, which is covered by the claims of the above-referenced patent application and described at the following website:  
  
[http://www.porexurgical.com/english/surgical/sprodtitan\\_sheets.asp](http://www.porexurgical.com/english/surgical/sprodtitan_sheets.asp)
4. Porous polyethylene implants for orbital reconstruction *without* a surgical grade metal mesh contained therein have been marketed and sold by Porex and other companies. Metal mesh alone (not contained within a planar sheet of thermoplastic resin) has also been sold by other companies as an option for bone reconstruction.

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4. When Porex introduced the TITAN™ Implant, which includes a polyethylene sheet having a surgical grade metal mesh contained therein, its TITAN™ sales steadily increased when compared to the sales of its implants without a metal mesh.



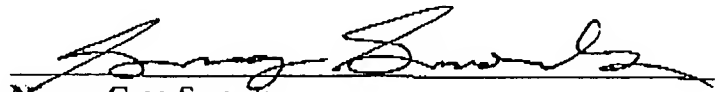
The above chart shows that TITAN™ Implants have contributed significantly to Porex's overall sales of Orbital Reconstruction Implants over the past few years, while sales other implants have declined or leveled off.

5. Since the introduction of the TITAN™ Implant, Porex has also been able to capture a number of completely new customers. Additionally, many customers who previously purchased the regular implants (without the metal mesh) have switched to the TITAN™ Implants, particularly for their more complex cases. These increased sales show the clear commercial success of the implant described and claimed in the above-referenced patent application.

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6. As the person signing below, I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code.

Dated: SEPT 4, 2007

  
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